



**City of Marietta**  
**Meeting Minutes**  
**JUDICIAL/LEGISLATIVE COMMITTEE**

205 Lawrence Street  
Post Office Box 609  
Marietta, Georgia 30061

*Philip M. Goldstein, Chairperson*  
*Van Pearlberg*  
*Jim King*

Wednesday, February 25, 2009

Fourth Floor Conference Room

**Immediately following Finance Investment Committee Meeting.**

**Presiding:** Philip M. Goldstein

**Present:** Van Pearlberg

**Absent:** Jim King

***Also Present:***

*Annette Lewis, Council - Ward 1*

*Grif Chalfant, Council - Ward 2*

*Holly Marie Walquist, Council - Ward 3*

*Rev. Anthony Coleman, Council - Ward 5*

*William F. Bruton, Jr., City Manager*

*Douglas R. Haynie, City Attorney*

*Stephanie Guy, City Clerk*

**CALL TO ORDER:**

*Chairman Philip M. Goldstein called the meeting to order at 6:23 p.m.*

**MINUTES:**

**20090112 Regular Meeting - January 29, 2009**

Review and approval of the January 29, 2009 regular meeting minutes.

**A motion was made by Council member Pearlberg, seconded by Council member Goldstein, that this matter be Approved. The motion carried by the following vote:**

**Vote: 2 - 0 - 0**

**Approved**

**BUSINESS:**

**20090091 Noise ordinance**

Approval to amend Sections 10-06-080 and 10-06-030 of the Noise Ordinance.

**This matter was Recommended for Approval - Consent Agenda.**

**20081281 CA2009-01 Proposal to Amend the Comprehensive Development Code**

CA2009-01[CODE AMENDMENT] Proposal to amend the Comprehensive Development Code of the City of Marietta relating to Division 714, paragraph 714.04(F) [General Advertising and Off-Premise Signs] and Division 724.02 [Definitions] of the Zoning Ordinance.

**This matter was Referred to the COMMITTEE OF THE WHOLE.**

**20090191 Five-percent (5%) rental restriction and limitation**

Motion to authorize the waiver of Marietta's five-percent (5%) rental restriction and limitation provided that all of the following conditions have been met:

1. The waiver shall apply only to lease/purchase agreements and each lease/purchase agreement shall expire or the purchase be completed on or before the twenty-fourth (24th) month following the adoption of this motion.
2. The waiver shall apply only to condominiums and townhouses and shall not apply to single-family residential property.
3. The waiver shall apply to condominiums and townhouses which have completed construction and have a currently existing final certificate of occupancy on or before the date of the adoption of this motion.
4. This waiver shall be valid only for the properties which have been submitted to the Director of Development Services who shall review and approve or reject such request. The waiver shall apply only to those units receiving prior written approval as set forth herein.
5. This waiver shall expire fully and completely on the twenty-fourth (24th) month following the adoption of this motion.

*Motion to authorize advertisement on the City Council Special meeting agenda.*

**This matter was Referred to the CITY COUNCIL SPECIAL MEETING.**

**ADJOURNMENT:**

*The meeting was adjourned at 7:43 p.m.*

**Respectfully submitted,**

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**Stephanie Guy, City Clerk**

**Approved:** \_\_\_\_\_